

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
DALY et al.

Application No.: 10/506,331

Confirmation No.: 8801

Filed: September 2, 2004

Art Unit: 3762

For: A COCHLEAR IMPLANT HAVING A
REPOSITIONABLE IMPLANTABLE
HOUSING

Examiner: Amanda K. Patton

RESPONSE AND AMENDMENT UNDER 37 C.F.R. §1.116

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed January 13, 2009, Applicants submit the following Amendments and Remarks.

It is not believed that extension for time or fees for net addition of claims are required, beyond those which may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to allow consideration of this paper, then such extensions of time are hereby petitioned under 37 CFR §1.136(a), and any fees required therefore, including fees for net addition of claims, are hereby authorized to be charged to Deposit Account No. 22-0185 under Order No. 22409-00050-US.

Amendments to the Claims begin on page 2 of this paper.

Remarks/Arguments begin on page 12 of this paper.